



de maximis, inc.

186 Center Street
Suite 290
Clinton, NJ 08809
(908) 735-9315
(908) 735-2132 FAX

November 12, 2012

Stephanie Vaughn
Lower Passaic River Restoration Project
U.S. Environmental Protection Agency, Region II
290 Broadway
New York, New York 10007-1866

Via Electronic Mail

**Re: Notice of Force Majeure – Hurricane Sandy
Pre-Final (90%) Design Submission
River Mile 10.9 Removal Action
CERCLA Docket No. 02-2012-2015**

Dear Ms. Vaughn:

This letter is submitted on behalf of the Cooperating Parties Group (CPG) to provide notice in accordance with Section XVII of the Administrative Settlement Agreement and Order on Consent (AOC) that a Force Majeure event existed due to the significant power outages and the states of emergency that existed in several states in the Northeast from October 29 until last week.

You and I agreed in an email exchange on November 5 agreed to delay submission of the RM 10.9 Pre-final Design Submission until November 30, 2012.

The CPG appreciates the EPA's cooperation and understanding as we work through this situation.

Please contact William Hyatt or me if you require further information.

Very truly yours,
de maximis, inc.

Robert Law, Ph.D.
CPG Project Coordinator

cc: Ray Basso, EPA
William Hyatt, CPG Coordinating Counsel
CPG Members